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To: Information Disclosure Statement
Art Unit 3452
Examiner: Irshadullah, M.

From: [X] Michele Zarinelli, Legal Secretary

Fax: 703-872-9306

Pages: 7

Phone:

Date: 23 February 2005

Re: Information Disclosure Statement
10/812,857

CC:

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/812,857	
	Filing Date	28 March 2004	
	First Named Inventor	Joseph S. Cox	
	Art Unit	3452	
	Examiner Name	Ishadillah, M	
Total Number of Pages in This Submission	6	Attorney Docket Number	PAT-005A

ENCLOSURES (Check all that apply)		
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Firm or Individual name	Raffi Gostanian	
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:) Group Art Unit: 3623
Joseph S. Cox)
Examiner: Irshadullah, M.

Serial No.: 10/812,857

Filed: 29 March 2004

Atty. File No.: PAT-005A

For: EMPLOYEE SCHEDULING AND SCHEDULE MODIFICATION METHOD AND APPARATUS

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
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Sir:

The references cited on attached form PTO-1449 are being called to the attention of the Examiner.

☐ Copies of the cited foreign patents and/or U.S. patents and/or non-patent references are enclosed herewith.

☒ Copies of the cited U.S. patents and/or U.S. patent application publications are not enclosed in accordance with the waiver dated July 11, 2003, whereby patent applications filed after June 30, 2003 and international applications that have entered the national stage under 35 U.S.C. § 371 after June 30, 2003 need not submit copies of the U.S. patents and U.S. patent application publications.

☐ Are not enclosed, in accordance with 37 C.F.R. 1.98(d), because the references were submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____ filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120.

To the best of the applicants' belief, the pertinence of the foreign-language references are believed to be summarized in the attached English abstracts and in the figures, although applicants do not necessarily vouch for the accuracy of the translation.

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Michele A. Zannelli
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Serial No. _____ filed _____ (Atty. Dckt. No. _____)
 Serial No. _____ filed _____ (Atty. Dckt. No. _____)
 Serial No. _____ filed _____ (Atty. Dckt. No. _____)
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☒ Examiner's attention is directed to the following co-pending application(s), to which the current application claims priority, copies of at least the claims for such pending application are provided or have been provided:

Serial No. 09/437,833 filed 9 November 1999 (Atty. Dckt. No. PAT-005)
 Serial No. _____ filed _____ (Atty. Dckt. No. _____)
 Serial No. _____ filed _____ (Atty. Dckt. No. _____)
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It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.

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<input checked="" type="checkbox"/>	<p>37 CFR 1.97(b): No fee is believed due in connection with this submission, because the Information Disclosure Statement submitted herewith satisfies one of the following conditions ("✓" indicates satisfaction):</p> <ul style="list-style-type: none"> <input type="checkbox"/> Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d), or <input type="checkbox"/> Within three months of the date of entry into the national state of an international application as set forth in 37 CFR 1.491, or <input checked="" type="checkbox"/> Before the mailing date of a first Office Action on the merits, or <input type="checkbox"/> Before the mailing of a first Office Action after the filing of a Request for Continued Examination (RCE) under 37 CFR 1.114. <p>Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 501880.</p>
<input type="checkbox"/>	<p>37 CFR 1.97(c): The Information Disclosure Statement transmitted herewith is being filed after all the above conditions (37 CFR 1.97(b)), but before the mailing date of one of the following conditions:</p> <ul style="list-style-type: none"> <input type="checkbox"/> (1) a final action under 37 C.F.R. 1.113, or <input type="checkbox"/> (2) a notice of allowance under 37 C.F.R. 1.311, or <input type="checkbox"/> (3) an action that otherwise closes prosecution in the application. <p>This Information Disclosure Statement is accompanied by:</p> <ul style="list-style-type: none"> <input type="checkbox"/> A Certification (below) as specified by 37 C.F.R. 1.97(e). Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 501880 <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> <input type="checkbox"/> Enclosed is PTO 2038 (Credit Card Payment Form) in the amount of \$180.00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an Information Disclosure Statement. Please credit any overpayment or charge any underpayment to Deposit Account 501880.
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- ☐ The undersigned certifies that:
- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. 1.97(c)(1).
A copy of the communication from the foreign patent office is enclosed.

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- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement. 37 C.F.R. 1.97(c)(2).

Respectfully submitted,
WEST CORPORATION

Dated: 2/15/05

By: Raffi Gostanian
Raffi Gostanian
Reg. No. 42,595



29129

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Sheet		of
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Application Number	10/812,857
Filing Date	29 March 2004
First Named Inventor	Joseph S. Cox
Art Unit	3452
Examiner Name	Irshadullah, M.
Attorney Docket Number	PAT-005A

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

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**Examiner
Signature**

Date Considered

*EXAMINER Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 801.04. ³ Enter Office that issued the document by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.18 if possible. ⁶ Applicant is to place a check mark here if English language translation is attached.

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